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6 Attorneys for Defendant
GERLING AMERICA INSURANCE COMPANY, a
7 foreign corporation

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

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11 FIREMAN'S FUND INSURANCE)
COMPANY, a foreign corporation a/s/o)
12 BASIC RESOURCES, INC. and GEORGE)
REED, INC., a foreign corporation,)

13 Plaintiff,)

14 vs.)

15 GERLING AMERICA INSURANCE)
16 COMPANY, a foreign corporation,)

17 Defendant.)
18
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CASE NO.: C07-06302-CRB

**NOTICE OF SUBSTITUTION OF
COUNSEL FOR DEFENDANT GERLING
AMERICA INSURANCE COMPANY**

20 TO ALL PARTIES WHO HAVE APPEARED IN THIS ACTION AND THEIR COUNSEL
21 OF RECORD:

22 Please take notice that Defendant Gerling America Insurance Company substitutes its
23 counsel of record in this matter.

24 Former Counsel

25 Hyman Spector & Mars, LLP, Museum Tower, 27th Floor, 150 West Flagler Street, Miami,
26 Florida 33130, Telephone: (305) 371-4244, including the following attorney associated with that
27 firm who has appeared in this action: Andrew R. Spector (Fla. Bar No. 634093).
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New Counsel

Defendant Gerling America Insurance Company's new counsel in this matter, on whom all notices and papers should be served, is the firm of: Barger & Wolen LLP, 650 California Street, 9th Floor, San Francisco, California 94108, Telephone: (415) 434-2800, Facsimile (415): 434-2533, including the following individual attorneys associated with that firm: Thomas R. Beer (CA Bar No. 148175); Tino X. Do (CA Bar No. 221346).

The undersigned consent to the substitution and certify that this substitution will not delay the proceedings in this matter:

Dated: January 24, 2008

HYMAN SPECTOR & MARS, LLP

By: /s/ Andrew R. Spector
Andrew R. Spector (Fla. Bar No. 634093)

Dated: January 24, 2008

BARGER & WOLEN LLP

By: /s/ Tino X. Do
Tino X. Do (CA Bar No. 221346)

Dated: January 24, 2008

GERLING AMERICA INSURANCE COMPANY

By: /s/ Amy Parker
Amy Parker

IT IS SO ORDERED:

Dated: january 24, 2008

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